

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

INSYS THERAPEUTICS, INC., *et al.*

Liquidating Debtors.

Chapter 11

Case No. 19-11292 (JTD)

(Jointly administered)

INSYS LIQUIDATION TRUST, BY AND  
THROUGH WILLIAM HENRICH, AS  
LIQUIDATING TRUSTEE,

Plaintiff,

v.

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

Defendant.

Adv. Proc. No. 21-50359 (JTD)

**MOTION OF QUINN EMANUEL URQUHART & SULLIVAN, LLP TO DISMISS  
COMPLAINT FOR FAILURE TO STATE A CLAIM**

Defendant Quinn Emanuel Urquhart & Sullivan, LLP respectfully moves, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, made applicable to this proceeding by Rule 7012 of the Federal Rules of Bankruptcy Procedure, for entry of an order, substantially in the form attached hereto as **Exhibit A**, dismissing with prejudice the Complaint to Avoid and Recover Preferential Transfers and Object to Claims in this action [Adv. D.I. No. 1] (the “Complaint”). The grounds for this motion are set forth in the Opening Brief in Support of the Motion of Quinn Emanuel Urquhart & Sullivan, LLP to Dismiss Complaint For Failure to State a Claim, filed concurrently herewith.

**LOCAL RULE 7012-1 STATEMENT**

In accordance with Rule 7012-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware, Defendant states that it does

consent to the entry of final orders or judgments by the Court if it is determined that the Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

Dated: July 19, 2021  
Wilmington, Delaware

**ASHBY & GEDDES, P.A.**

/s/ F. Troupe Mickler IV  
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-and-

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